

## STATE OF MINNESOTA

## EIGHTY-NINTH SESSION — 2015

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 FIFTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 11, 2015

The House of Representatives convened at 3:30 p.m. and was called to order by Tim O'Driscoll, Speaker pro tempore.

Prayer was offered by the Reverend George Marin, Grace Christian Church, Albert Lea, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

Albright	Dehn, R.	Hoppe	Loon	Nornes	Slocum
Anderson, M.	Dettmer	Hornstein	Loonan	Norton	Smith
Anderson, P.	Dill	Hortman	Lucero	O'Driscoll	Sundin
Anderson, S.	Drazkowski	Howe	Lueck	O'Neill	Swedzinski
Anzelc	Erhardt	Isaacson	Mack	Pelowski	Theis
Applebaum	Erickson	Johnson, B.	Mahoney	Persell	Thissen
Atkins	Fabian	Johnson, C.	Mariani	Petersburg	Torkelson
Backer	Fenton	Johnson, S.	Marquart	Peterson	Uglen
Baker	Fischer	Kahn	Masin	Pierson	Urdahl
Barrett	Freiberg	Kelly	McDonald	Pinto	Vogel
Bennett	Garofalo	Kiel	McNamara	Poppe	Wagenius
Bernardy	Green	Knoblach	Melin	Quam	Ward
Bly	Gruenhagen	Koznick	Metsa	Rarick	Whelan
Carlson	Gunther	Kresha	Miller	Rosenthal	Wills
Christensen	Hackbarth	Laine	Moran	Runbeck	Yarusso
Clark	Halverson	Lenczewski	Mullery	Sanders	Youakim
Considine	Hamilton	Lesch	Murphy, E.	Schoen	Zerwas
Cornish	Hancock	Liebling	Murphy, M.	Schomacker	
Daniels	Hansen	Lien	Nash	Schultz	
Davids	Heintzeman	Lillie	Nelson	Scott	
Davnie	Hertaus	Loeffler	Newberger	Selcer	
Dean, M.	Hilstrom	Lohmer	Newton	Simonson	

A quorum was present.

Allen, Daudt, Hausman, Peppin, Pugh and Winkler were excused.

Franson was excused until 4:05 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. There being no objection, further reading of the Journal was dispensed with and the Journal was approved as corrected by the Chief Clerk.

**REPORTS OF CHIEF CLERK**

S. F. No. 86 and H. F. No. 222, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

Cornish moved that S. F. No. 86 be substituted for H. F. No. 222 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 229 and H. F. No. 374, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

Sanders moved that S. F. No. 229 be substituted for H. F. No. 374 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 634 and H. F. No. 948, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

Atkins moved that S. F. No. 634 be substituted for H. F. No. 948 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1025 and H. F. No. 906, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

Lohmer moved that S. F. No. 1025 be substituted for H. F. No. 906 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1587 and H. F. No. 1187, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

Franson moved that S. F. No. 1587 be substituted for H. F. No. 1187 and that the House File be indefinitely postponed. The motion prevailed.

**PETITIONS AND COMMUNICATIONS**

The following communication was received:

STATE OF MINNESOTA  
OFFICE OF THE SECRETARY OF STATE  
ST. PAUL 55155

The Honorable Kurt L. Daudt  
Speaker of the House of Representatives

The Honorable Sandra L. Pappas  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2015 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S. F. No.</i>	<i>H. F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 2015</i>	<i>Date Filed 2015</i>
1816		17	9:22 a.m. May 7	May 7
417		18	9:23 a.m. May 7	May 7
1499		19	9:24 a.m. May 7	May 7
1741		20	9:24 a.m. May 7	May 7

Sincerely,

STEVE SIMON  
Secretary of State

### **SECOND READING OF SENATE BILLS**

S. F. Nos. 86, 229, 634, 1025 and 1587 were read for the second time.

### **INTRODUCTION AND FIRST READING OF HOUSE BILLS**

The following House Files were introduced:

Anderson, S., introduced:

H. F. No. 2321, A bill for an act relating to liquor; authorizing shipments of malt liquor into Minnesota with certain conditions; amending Minnesota Statutes 2014, sections 297G.07, subdivision 1; 340A.417.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Peterson, Schultz, Franson, Allen, Zerwas, Fischer, Moran, Laine and Isaacson introduced:

H. F. No. 2322, A bill for an act relating to health; creating licensing for the practice of clinical lactation services; establishing fees; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 148.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

### **MESSAGES FROM THE SENATE**

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 417, A bill for an act relating to local government; authorizing three-year terms for members of the Houston County Economic Development Authority.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 303, A bill for an act relating to state government; appropriating money from the outdoor heritage fund, clean water fund, parks and trails fund, and arts and cultural heritage fund; establishing policy on milkweed; modifying provisions of Lessard-Sams Outdoor Heritage Council and Clean Water Council; modifying Water Law; modifying use of legacy funds; modifying previous appropriations; modifying certain grant eligibility; requiring a report; amending Minnesota Statutes 2014, sections 16B.24, by adding a subdivision; 85.53, subdivision 2; 97A.056, subdivisions 2, 8, 11, by adding subdivisions; 103A.206; 103B.101, by adding a subdivision; 103C.101, by adding a subdivision; 103C.401, subdivision 1; 103C.501, subdivision 5; 114D.30, subdivision 2; 114D.50, subdivision 4; 129D.17, subdivision 2; Laws 2012, chapter 264, article 1, section 2, subdivision 5; Laws 2013, chapter 137, article 2, section 6; article 3, section 4; Laws 2014, chapter 256, article 1, section 2, subdivision 5; Laws 2014, chapter 295, section 10, subdivision 12; proposing coding for new law in Minnesota Statutes, chapters 84; 103B.

JOANNE M. ZOFF, Secretary of the Senate

Urdahl moved that the House refuse to concur in the Senate amendments to H. F. No. 303, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 303:

Urdahl, McNamara, Torkelson, Heintzeman and Kahn.

#### MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 262, A bill for an act relating to real property; modifying government approval of plats; authorizing new certificate by examiner's directive after cancellation of contract for deed; authorizing new certificate of possessory interest by directive after cancellation of contract for deed; amending Minnesota Statutes 2014, sections 505.03, subdivision 1; 508.58, by adding a subdivision; 508A.58, subdivision 2, by adding a subdivision.

JOANNE M. ZOFF, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Smith moved that the House concur in the Senate amendments to H. F. No. 262 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 262, A bill for an act relating to property; modifying government approval of plats; authorizing new certificate by examiner's directive after cancellation of contract for deed; authorizing new certificate of possessory interest by directive after cancellation of contract for deed; providing for apportionment of estate taxes; amending Minnesota Statutes 2014, sections 505.03, subdivision 1; 508.58, by adding a subdivision; 508A.58, subdivision 2, by adding a subdivision; 524.3-916.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 94 yeas and 32 nays as follows:

Those who voted in the affirmative were:

Albright	Dill	Hertaus	Lillie	Newberger	Scott
Anderson, M.	Drazkowski	Hoppe	Lohmer	Nornes	Selcer
Anderson, P.	Erhardt	Hornstein	Loon	O'Driscoll	Smith
Anderson, S.	Erickson	Howe	Loonan	O'Neill	Sundin
Anzelc	Fabian	Johnson, B.	Lucero	Pelowski	Swedzinski
Atkins	Fenton	Johnson, C.	Lueck	Petersburg	Theis
Backer	Fischer	Johnson, S.	Mack	Peterson	Torkelson
Baker	Garofalo	Kahn	Mahoney	Pierson	Uglen
Barrett	Green	Kelly	Marquart	Pinto	Urdahl
Bennett	Gruenhagen	Kiel	Masin	Poppe	Vogel
Christensen	Gunther	Knoblach	McDonald	Quam	Ward
Cornish	Hackbarth	Koznick	McNamara	Rarick	Whelan
Daniels	Halverson	Kresha	Miller	Rosenthal	Wills
Davids	Hamilton	Laine	Murphy, M.	Runbeck	Zerwas
Dean, M.	Hancock	Liebling	Nash	Sanders	
Dettmer	Heintzeman	Lien	Nelson	Schomacker	

Those who voted in the negative were:

Applebaum	Davnie	Isaacson	Metsa	Persell	Yarusso
Bernardy	Dehn, R.	Lenczewski	Moran	Schoen	Youakim
Bly	Freiberg	Lesch	Mullery	Schultz	
Carlson	Hansen	Loeffler	Murphy, E.	Slocum	
Clark	Hilstrom	Mariani	Newton	Thissen	
Considine	Hortman	Melin	Norton	Wagenius	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 303, A bill for an act relating to state government; appropriating money from the outdoor heritage fund, clean water fund, parks and trails fund, and arts and cultural heritage fund; establishing policy on milkweed; modifying provisions of Lessard-Sams Outdoor Heritage Council and Clean Water Council; modifying Water Law;

modifying use of legacy funds; modifying previous appropriations; modifying certain grant eligibility; requiring a report; amending Minnesota Statutes 2014, sections 16B.24, by adding a subdivision; 85.53, subdivision 2; 97A.056, subdivisions 2, 8, 11, by adding subdivisions; 103A.206; 103B.101, by adding a subdivision; 103C.101, by adding a subdivision; 103C.401, subdivision 1; 103C.501, subdivision 5; 114D.30, subdivision 2; 114D.50, subdivision 4; 129D.17, subdivision 2; Laws 2012, chapter 264, article 1, section 2, subdivision 5; Laws 2013, chapter 137, article 2, section 6; article 3, section 4; Laws 2014, chapter 256, article 1, section 2, subdivision 5; Laws 2014, chapter 295, section 10, subdivision 12; proposing coding for new law in Minnesota Statutes, chapters 84; 103B.

The Senate has appointed as such committee:

Senators Cohen, Scalze, Sieben, Stumpf and Fischbach.

Said House File is herewith returned to the House.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 280, 542, 698, 1350, 1398 and 1854.

JOANNE M. ZOFF, Secretary of the Senate

### **FIRST READING OF SENATE BILLS**

S. F. No. 280, A bill for an act relating to state government; ratifying labor agreements and compensation plans.

The bill was read for the first time.

Knoblach moved that S. F. No. 280 and H. F. No. 488, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 542, A bill for an act relating to health; modifying the definition of residential hospice facility; amending Minnesota Statutes 2014, section 144A.75, subdivision 13.

The bill was read for the first time and referred to the Committee on Higher Education Policy and Finance.

S. F. No. 698, A bill for an act relating to natural resources; appropriating money from environment and natural resources trust fund; modifying provisions for Legislative-Citizen Commission on Minnesota Resources; amending Minnesota Statutes 2014, sections 116P.05, subdivision 2; 116P.08, subdivisions 5, 6, 7; 116P.09, subdivisions 6, 8.

The bill was read for the first time.

Torkelson moved that S. F. No. 698 and H. F. No. 390, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1350, A bill for an act relating to transportation; designating a segment of signed Trunk Highway 149 in Mendota Heights as Officer Scott Patrick Memorial Highway; amending Minnesota Statutes 2014, section 161.14, by adding a subdivision.

The bill was read for the first time.

Atkins moved that S. F. No. 1350 and H. F. No. 1461, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1398, A bill for an act relating to retirement; modifying actuarial assumptions; modifying postretirement adjustment triggers; modifying contribution stabilizers; amending police and firefighter retirement state supplemental aid; creating a monthly benefit division of the statewide volunteer firefighter retirement plan; adopting recommendations of the volunteer firefighter relief association working group; modifying local firefighter relief associations; making small group retirement changes; making administrative changes to the Minnesota State Retirement System, Teachers Retirement Association, and Public Employees Retirement Association; making technical and conforming changes; merging the Minneapolis Employees Retirement Fund Division into PERA-General; requiring a state financial contribution to fund the merger; permanently extending supplemental fire state aid to volunteer firefighter relief associations; amending Minnesota Statutes 2014, sections 3A.03, subdivision 2; 11A.17, subdivision 2; 69.051, subdivision 1a; 69.80; 256D.21; 352.01, subdivisions 2a, 11, 13a, 15; 352.017, subdivision 2; 352.021, subdivisions 1, 3, 4; 352.029, subdivision 2; 352.04, subdivisions 8, 9; 352.045; 352.22, subdivisions 8, 10; 352.23; 352.27; 352.75, subdivision 2; 352.87, subdivision 8; 352.91, subdivision 3e; 352.955, subdivision 3; 352B.011, subdivision 3; 352B.013, subdivision 2; 352B.07; 352B.085; 352B.086; 352B.10, subdivision 5; 352B.105; 352B.11, subdivision 4; 352B.25; 352D.02, subdivision 1; 352D.05, subdivision 4; 352D.11, subdivision 2; 352D.12; 353.01, subdivisions 2a, 2b, 6, 10, 11a, 16, 17, 28, 36, 48; 353.0161, subdivision 2, by adding a subdivision; 353.0162; 353.017, subdivision 2; 353.03, subdivision 3; 353.031, subdivisions 5, 10; 353.05; 353.06; 353.27, subdivisions 1, 3b, 7a, 10, 12, 12a, by adding a subdivision; 353.28, subdivision 5; 353.29, subdivision 7; 353.33, subdivisions 6, 13; 353.34, subdivision 1; 353.35, subdivision 1; 353.37, subdivision 1; 353.46, subdivisions 2, 6; 353.50, subdivisions 6, 8; 353.505; 353.64, subdivisions 7a, 8, 9, 10; 353.656, subdivisions 1a, 1b, 2, 4, 5a; 353D.03, subdivision 3; 353D.071, subdivision 2; 353E.06, subdivisions 5, 6; 353F.01; 353F.02, subdivisions 3, 5a; 353F.04, subdivision 2; 353F.051, subdivisions 1, 2, 3; 353G.01, subdivisions 6, 7, 11, 12, by adding subdivisions; 353G.02; 353G.03; 353G.04; 353G.05; 353G.06; 353G.07; 353G.08; 353G.09; 353G.10; 353G.11; 353G.115; 353G.12, subdivision 2, by adding a subdivision; 353G.13; 353G.14; 353G.15; 353G.16; 354.05, subdivisions 10, 13, 25; 354.07, subdivision 5; 354.092, subdivision 4; 354.42, subdivisions 1a, 4b, 4d; 354.44, subdivisions 8, 9; 354.445; 354.45, subdivision 1a; 354.48, subdivision 3; 354.51, subdivisions 1, 5; 354.52, subdivision 4c; 354.55, subdivision 10; 354.72, subdivision 2; 354A.011, subdivision 6; 354A.092; 354A.093, subdivision 6; 354A.096; 354A.108; 354A.12, subdivision 3c; 354A.29, subdivisions 7, 8, 9; 354A.31, subdivision 7; 354A.38, subdivision 3; 355.01, subdivision 3j; 355.07; 356.195, subdivision 2; 356.214, subdivision 1; 356.215, subdivisions 1, 8, 11, 18; 356.245; 356.30, subdivision 3; 356.302, subdivision 7; 356.303, subdivision 4; 356.32, subdivisions 1, 2; 356.40; 356.401, subdivision 3; 356.407, subdivisions 1, 2; 356.415, subdivisions 1, 1a, 1b, 1c, 1d, 1e, 1f, 2; 356.431; 356.44; 356.461, subdivision 2; 356.465, subdivision 3; 356.50, subdivision 2; 356.551, subdivision 2; 356.62; 356.635, subdivision 9, by adding a subdivision; 356B.10, subdivisions 2, 3, 4, 5, 6, 7; 423A.02, subdivision 1b; 423A.022, subdivision 5; 424A.001, subdivision 10, by adding a subdivision; 424A.002, subdivision 1; 424A.016, subdivision 4; 424A.02, subdivisions 3, 3a, 9a; 424A.05, subdivisions 2, 3; 424A.092, subdivisions 3, 6; 424A.093, subdivisions 5, 6; 480.181, subdivision 2; 490.121, subdivision 4; 490.1211; 490.124, subdivision 12; proposing coding for new law in Minnesota Statutes, chapter 353G; repealing Minnesota Statutes 2014, sections 352.271; 352.75, subdivisions 1, 3, 4, 5, 6; 352.76; 352.91, subdivisions 3a, 3b; 352B.29; 353.01, subdivision 49; 353.025; 353.27, subdivision 1a; 353.50, subdivisions 1, 2, 3, 4, 5, 7, 9, 10; 353.83; 353.84; 353.85; 353D.03, subdivision 4; 354.146, subdivisions 1, 3; 354.33, subdivisions 5, 6; 354.39; 354.55, subdivisions 13, 16, 19; 354.58; 354.71; 354A.35, subdivision 2a; 354A.42; 356.405; 356.49, subdivision 2; 424A.03, subdivision 3.

The bill was read for the first time and referred to the Committee on State Government Finance.

S. F. No. 1854, A bill for an act relating to transportation; designating the segment of marked Trunk Highway 36 in Maplewood as Sergeant Joseph Bergeron Memorial Highway; amending Minnesota Statutes 2014, section 161.14, by adding a subdivision.

The bill was read for the first time.

Lillie moved that S. F. No. 1854 and H. F. No. 1772, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

### CALENDAR FOR THE DAY

H. F. No. 2193 was reported to the House.

Albright moved to amend H. F. No. 2193 as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 2014, section 176.135, is amended by adding a subdivision to read:

Subd. 7a. **Electronic transactions.** (a) For purposes of this subdivision, the following terms have the meanings given:

(1) "workers' compensation payer" means a workers' compensation insurer and an employer, or group of employers, that is self-insured for workers' compensation;

(2) "clearinghouse" has the meaning given in section 62J.51, subdivision 11a; and

(3) "electronic transactions" means the health care administrative transactions described in section 62J.536.

(b) In addition to the requirements of section 62J.536, workers' compensation payers and health care providers must comply with the requirements in paragraphs (c) to (e).

(c) No later than January 1, 2016, each workers' compensation payer must place the following information in a prominent location on its Web site or otherwise provide the information to health care providers:

(1) the name of each clearinghouse with which the workers' compensation payer has an agreement to exchange or transmit electronic transactions, along with the identification number each clearinghouse has assigned to the payer in order to route electronic transactions through intermediaries or other clearinghouses to the payer;

(2) information about how a health care provider can obtain the claim number assigned by the workers' compensation payer for an employee's claim and how the provider should submit the claim number in the appropriate field on the electronic bill to the payer; and

(3) the name, phone number, and e-mail address of contact persons who can answer questions related to electronic transactions on behalf of the workers' compensation payer and the clearinghouses with which the payer has agreements.

(d) No later than July 1, 2016:

(1) health care providers must electronically submit copies of medical records or reports that substantiate the nature of the charge and its relationship to the work injury using the most recently approved version of the ASC X12N 275 transaction ("Additional Information to Support Health Care Claim or Encounter"), according to the requirements in the corresponding implementation guide. The ASC X12N 275 transaction is the only one that shall be used to electronically submit attachments unless a national standard is adopted by federal law or rule. If a new version of the attachment transaction is approved, it must be used one year after the approval date;

(2) workers' compensation payers and all clearinghouses receiving or transmitting workers' compensation bills must accept attachments using the ASC X12N 275 transaction and must respond with the most recently approved ASC X12 electronic acknowledgment for the attachment transaction. If a new version of the acknowledgment transaction is approved, it must be used one year after the approval date; and

(3) if a different national claims attachment or acknowledgment requirement is adopted by federal law or rule, it will replace the ASC X12N 275 transaction, and the new standard must be used on the date that it is required by the federal law or rule.

(e) No later than September 1, 2015, workers' compensation payers must provide the patient's name and patient control number on or with all payments made to a provider under this chapter, whether payment is made by check or electronic funds transfer. The information provided on or with the payment must be sufficient to allow providers to match the payment to specific bills. If a bulk payment is made to a provider for more than one patient, the check or electronic funds transfer statement must also specify the amount being paid for each patient. For purposes of this paragraph, the patient control number is located on the electronic health care claim 837 transaction, loop 2300, segment CLM01, and on the electronic health care claim payment/advice 835 transaction, loop 2100, CLP01.

(f) The commissioner may assess a monetary penalty of \$500 for each violation of this section, not to exceed \$25,000 for identical violations during a calendar year. Before issuing a penalty for a first violation of this section, the commissioner must provide written notice to the noncompliant payer, clearinghouse, or provider that a penalty may be issued if the violation is not corrected within 30 days. Penalties under this paragraph are payable to the commissioner for deposit in the assigned risk safety account.

**EFFECTIVE DATE.** This section is effective the day following final enactment."

Page 4, after line 33, insert:

"Sec. 2. Minnesota Statutes 2014, section 176.221, subdivision 8, is amended to read:

Subd. 8. **Method and timeliness of payment.** (a) Except as otherwise provided in paragraph (b), payment of compensation under this chapter shall be by immediately payable negotiable instrument, or if by any other method, arrangements shall be available to provide for the immediate negotiability of the payment instrument.

All payment of compensation shall be made within 14 days of the filing of an appropriate order by the division or a compensation judge, unless the order is appealed or if a different time period is provided by this chapter.

(b) An employer or insurer responsible for payment of periodic monetary benefits under this chapter must send the payments by electronic funds transfer to a bank, savings association, or credit union, if requested by the employee or a dependent under section 176.111.

(1) If the employer or insurer has already established an electronic funds transfer arrangement with a bank, savings association, or credit union for the employee's account, the employer or insurer must begin sending periodic monetary benefit payments by electronic funds transfer to the bank, savings association, or credit union within 30 days after the employer or insurer receives a request from the employee or dependent containing the information in paragraph (c).

(2) If the employer or insurer does not already have an arrangement with the bank, savings association, or credit union for electronic funds transfer for the employee or dependent's account at the time of the request, the 30 days to begin sending periodic benefit payments by electronic funds transfer does not start to run until the arrangement has been established. The employer or insurer must make reasonable efforts to establish the electronic funds transfer arrangement within 14 days after receiving a request containing the information in paragraph (c).

(3) Payment of benefits is deemed to have been made on the date the payment is sent by electronic funds transfer to the employee or dependent's account at the bank, savings association, or credit union.

(c) The employee or dependent must provide the employer or insurer with the following information:

(1) a signed and dated written request for electronic funds transfer of benefits;

(2) the name and address of the bank, savings association, or credit union where the benefit payments are to be sent by electronic funds transfer;

(3) the account number to which the payments should be credited; and

(4) any other information or documentation required by the employer or insurer or the bank, savings association, or credit union necessary to implement electronic funds transfer.

(d) The employer or insurer must retain a copy of the request for as long as the benefits are being paid by electronic funds transfer. The employer or insurer paying the benefits must provide a copy of the request to the department upon request.

(e) Paragraph (b) does not apply if the employer or insurer reasonably determines that the periodic monetary benefit payments are likely to end before the electronic funds transfer can be arranged.

(f) The commissioner may assess a monetary penalty of \$500 against the employer or insurer for a violation of paragraph (b) or (d). Before issuing a penalty for a first violation of paragraph (b) or (d), the commissioner must provide written notice to the employer or insurer that a penalty may be issued if the violation is not corrected within 30 days. Penalties under this paragraph are payable to the commissioner for deposit in the assigned risk safety account.

**EFFECTIVE DATE.** This section is effective January 1, 2016.

Sec. 3. Minnesota Statutes 2014, section 176.231, subdivision 1, is amended to read:

Subdivision 1. **Time limitation.** Where death or serious injury occurs to an employee during the course of employment, the employer shall report the injury or death to the commissioner and insurer within 48 hours after its occurrence. Where any other injury occurs which wholly or partly incapacitates the employee from performing labor or service for more than three calendar days, the employer shall report the injury to the insurer on a form prescribed by the commissioner within ten days from its occurrence. An insurer and self-insured employer shall report the injury to the commissioner no later than 14 days from its occurrence. Where an injury has once been reported but subsequently death ensues, the employer shall report the death to the commissioner and insurer within

48 hours after the employer receives notice of this fact. An employer who provides notice to the Occupational Safety and Health Division of the Department of Labor and Industry of a fatality within the eight-hour time frame required by law, or of an inpatient hospitalization of three or more employees, within the eight-hour 24-hour time frame required by law, has satisfied the employer's obligation under this section.

**EFFECTIVE DATE.** This section is effective the day following final enactment."

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 2193, A bill for an act relating to workers' compensation; adopting recommendations of the workers' compensation advisory council regarding inpatient hospital payments; regulating electronic transactions; modifying injury reporting requirements; authorizing rulemaking; requiring a report; amending Minnesota Statutes 2014, sections 176.135, by adding a subdivision; 176.136, subdivision 1b; 176.221, subdivision 8; 176.231, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 176.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 126 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Albright	Dean, M.	Hertaus	Loeffler	Nelson	Schultz
Anderson, M.	Dehn, R.	Hilstrom	Lohmer	Newberger	Scott
Anderson, P.	Dettmer	Hornstein	Loon	Newton	Selcer
Anderson, S.	Dill	Hortman	Loonan	Nornes	Simonson
Anzelc	Drazkowski	Howe	Lucero	Norton	Slocum
Applebaum	Erhardt	Isaacson	Lueck	O'Driscoll	Smith
Atkins	Erickson	Johnson, B.	Mack	O'Neill	Sundin
Backer	Fabian	Johnson, C.	Mahoney	Pelowski	Swedzinski
Baker	Fenton	Johnson, S.	Mariani	Persell	Theis
Barrett	Fischer	Kahn	Marquart	Petersburg	Thissen
Bennett	Freiberg	Kelly	Masin	Peterson	Torkelson
Bernardy	Garofalo	Kiel	McDonald	Pierson	Uglen
Bly	Green	Knoblach	McNamara	Pinto	Urdahl
Carlson	Gruenhagen	Koznick	Melin	Poppe	Vogel
Christensen	Gunther	Kresha	Metsa	Quam	Wagenius
Clark	Hackbarth	Laine	Miller	Rarick	Ward
Considine	Halverson	Lenczewski	Moran	Rosenthal	Whelan
Cornish	Hamilton	Lesch	Mullery	Runbeck	Wills
Daniels	Hancock	Liebling	Murphy, E.	Sanders	Yarusso
Davids	Hansen	Lien	Murphy, M.	Schoen	Youakim
Davnie	Heintzeman	Lillie	Nash	Schomacker	Zerwas

Those who voted in the negative were:

Hoppe

The bill was passed, as amended, and its title agreed to.

H. F. No. 1554 was reported to the House.

Baker moved to amend H. F. No. 1554, the first engrossment, as follows:

Page 15, after line 24, insert:

"Sec. 27. Minnesota Statutes 2014, section 41B.047, subdivision 1, is amended to read:

Subdivision 1. **Establishment.** The authority shall establish and implement a disaster recovery loan program to help farmers:

(1) clean up, repair, or replace farm structures and septic and water systems, as well as replace seed, other crop inputs, feed, and livestock, when damaged by high winds, hail, tornado, or flood; ~~or~~

(2) purchase watering systems, irrigation systems, and other drought mitigation systems and practices when drought is the cause of the purchase;

(3) restore farmland; or

(4) replace flocks, make building improvements, or obtain an operating line of credit if the loss or damage is due to the confirmed presence of highly pathogenic avian influenza in a commercial poultry flock in Minnesota.

Sec. 28. Minnesota Statutes 2014, section 41B.047, subdivision 3, is amended to read:

Subd. 3. **Eligibility.** To be eligible for this program, a borrower must:

(1) meet the requirements of section 41B.03, subdivision 1;

(2) certify that the damage or loss was sustained within a county that was the subject of (i) a state or federal disaster declaration or (ii) a peacetime emergency declaration made by the governor under section 12.31;

(3) demonstrate an ability to repay the loan;

(4) have a total net worth, including assets and liabilities of the borrower's spouse and dependents, of less than \$660,000 in 2004 and an amount in subsequent years which is adjusted for inflation by multiplying that amount by the cumulative inflation rate as determined by the Consumer Price Index; and

(5) have received at least 50 percent of average annual gross income from farming for the past three years.

Sec. 29. Minnesota Statutes 2014, section 41B.047, subdivision 4, is amended to read:

Subd. 4. **Loans.** (a) The authority may participate in a disaster recovery loan with an eligible lender to a farmer who is eligible under subdivision 3. Participation is limited to 45 percent of the principal amount of the loan or ~~\$50,000~~ \$200,000, whichever is less. The interest rates and repayment terms of the authority's participation interest may differ from the interest rates and repayment terms of the lender's retained portion of the loan, but the authority's interest rate must not exceed four percent.

(b) Standards for loan amortization shall be set by the Rural Finance Authority not to exceed ten years.

(c) Security for the disaster recovery loans must be a personal note executed by the borrower and whatever other security is required by the eligible lender or the authority.

(d) The authority may impose a reasonable nonrefundable application fee for a disaster recovery loan. The authority may review the fee annually and make adjustments as necessary. The application fee is initially \$50. Application fees received by the authority must be deposited in the revolving loan account established under section 41B.06.

(e) Disaster recovery loans under this program will be made using money in the revolving loan account established under section 41B.06.

(f) Repayments of financial assistance under this section, including principal and interest, must be deposited into the revolving loan account established under section 41B.06."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Baker moved to amend the Baker amendment to H. F. No. 1554, the first engrossment, as follows:

Page 1, line 22, after "(4)" insert "for loans under subdivision 1, clauses (1) to (3),"

The motion prevailed and the amendment to the amendment was adopted.

Bly offered an amendment to the Baker amendment, as amended, to H. F. No. 1554, the first engrossment.

#### POINT OF ORDER

Albright raised a point of order pursuant to rule 3.21(b) that the Bly amendment to the Baker amendment, as amended, was not in order. Speaker pro tempore O'Driscoll ruled the point of order well taken and the Bly amendment to the Baker amendment, as amended, out of order.

Knoblach was excused for the remainder of today's session.

The question recurred on the Baker amendment, as amended, to H. F. No. 1554, the first engrossment. The motion prevailed and the amendment, as amended, was adopted.

Loonan and Anderson, P., moved to amend H. F. No. 1554, the first engrossment, as amended, as follows:

Page 16, after line 14, insert:

"Sec. 28. Minnesota Statutes 2014, section 239.751, is amended by adding a subdivision to read:

Subd. 4a. Use of term "diesel fuel." For the purposes of this section, the term "diesel fuel" may be used to advertise or identify a dispenser used to dispense any fuel approved by the United States Environmental Protection Agency for use in a compression-ignition engine.

**EFFECTIVE DATE.** This section is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Franson moved to amend H. F. No. 1554, the first engrossment, as amended, as follows:

Page 16, after line 14, insert:

"Sec. 28. Minnesota Statutes 2014, section 325N.01, is amended to read:

**325N.01 DEFINITIONS.**

The definitions in paragraphs (a) to (h) apply to sections 325N.01 to 325N.09.

(a) "Foreclosure consultant" means any person who, directly or indirectly, makes any solicitation, representation, or offer to any owner to perform for compensation or who, for compensation, performs any service which the person in any manner represents will in any manner do any of the following:

- (1) stop or postpone the foreclosure sale;
  - (2) obtain any forbearance from any beneficiary or mortgagee;
  - (3) assist the owner to exercise the right of reinstatement provided in section 580.30;
  - (4) obtain any extension of the period within which the owner may reinstate the owner's obligation;
  - (5) obtain any waiver of an acceleration clause contained in any promissory note or contract secured by a mortgage on a residence in foreclosure or contained in the mortgage;
  - (6) assist the owner in foreclosure or loan default to obtain a loan or advance of funds;
  - (7) avoid or ameliorate the impairment of the owner's credit resulting from the recording of a notice of default or the conduct of a foreclosure sale;
  - (8) save the owner's residence from foreclosure; or
  - (9) negotiate or modify the terms or conditions of an existing residential mortgage loan.
- (b) A foreclosure consultant does not include any of the following:

(1) a person licensed to practice law in this state when the person renders service in the course of the person's practice as an attorney-at-law;

(2) a person licensed as a debt management services provider under chapter 332A, when the person is acting as a debt management services provider as defined in that chapter;

(3) a person licensed as a real estate broker or salesperson under chapter 82 when the person engages in acts whose performance requires licensure under that chapter unless the person is engaged in offering services designed to, or purportedly designed to, enable the owner to retain possession of the residence in foreclosure;

(4) a person licensed as an accountant under chapter 326A when the person is acting in any capacity for which the person is licensed under those provisions;

(5) a person or the person's authorized agent acting under the express authority or written approval of the Department of Housing and Urban Development or other department or agency of the United States or this state to provide services;

(6) a person who holds or is owed an obligation secured by a lien on any residence in foreclosure when the person performs services in connection with this obligation or lien if the obligation or lien did not arise as the result of or as part of a proposed foreclosure reconveyance;

(7) any person or entity doing business under any law of this state, or of the United States relating to banks, trust companies, savings and loan associations, industrial loan and thrift companies, regulated lenders, credit unions, insurance companies, or a mortgagee which is a United States Department of Housing and Urban Development approved mortgagee and any subsidiary or affiliate of these persons or entities, and any agent or employee of these persons or entities while engaged in the business of these persons or entities;

(8) a person licensed as a residential mortgage originator or servicer pursuant to chapter 58, when acting under the authority of that license, except that the provisions of sections 325N.01 to 325N.06, 325N.08, and 325N.09 shall apply to any person operating under a mortgage originator license who negotiates or offers to negotiate the terms or conditions of an existing residential mortgage loan;

(9) a nonprofit agency or organization that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code that offers counseling or advice to an owner of a home in foreclosure or loan default if they do not contract for services with for-profit lenders or foreclosure purchasers, except that they shall comply with the provisions of section 325N.04, clause (1);

(10) a judgment creditor of the owner, to the extent that the judgment creditor's claim accrued prior to the personal service of the foreclosure notice required by section 580.03, but excluding a person who purchased the claim after such personal service; and

(11) a foreclosure purchaser as defined in section 325N.10.

(c) "Foreclosure reconveyance" means a transaction involving:

(1) the transfer of title to real property by a foreclosed homeowner during a foreclosure proceeding, either by transfer of interest from the foreclosed homeowner or by creation of a mortgage or other lien or encumbrance during the foreclosure process that allows the acquirer to obtain title to the property by redeeming the property as a junior lienholder; and

(2) the subsequent conveyance, or promise of a subsequent conveyance, of an interest back to the foreclosed homeowner by the acquirer or a person acting in participation with the acquirer that allows the foreclosed homeowner to possess either the residence in foreclosure or any other real property, which interest includes, but is not limited to, an interest in a contract for deed, purchase agreement, option to purchase, or lease.

(d) "Person" means any individual, partnership, corporation, limited liability company, association, or other group, however organized.

(e) "Service" means and includes, but is not limited to, any of the following:

(1) debt, budget, or financial counseling of any type;

(2) receiving money for the purpose of distributing it to creditors in payment or partial payment of any obligation secured by a lien on a residence in foreclosure;

(3) contacting creditors or servicers to negotiate or offer to negotiate the terms or conditions of an existing residential mortgage loan;

(4) arranging or attempting to arrange for an extension of the period within which the owner of a residence in foreclosure may cure the owner's default and reinstate the owner's obligation pursuant to section 580.30;

(5) arranging or attempting to arrange for any delay or postponement of the time of sale of the residence in foreclosure;

(6) advising the filing of any document or assisting in any manner in the preparation of any document for filing with any bankruptcy court; or

(7) giving any advice, explanation, or instruction to an owner of a residence in foreclosure, which in any manner relates to the cure of a default in or the reinstatement of an obligation secured by a lien on the residence in foreclosure, the full satisfaction of that obligation, or the postponement or avoidance of a sale of a residence in foreclosure, pursuant to a power of sale contained in any mortgage.

(f) "Residence in foreclosure" means residential real property consisting of one to four family dwelling units, one of which the owner occupies as the owner's principal place of residence, or real property that is principally used for farming, as defined in section 500.24, subdivision 2, whether or not parcels are contiguous, so long as the owner occupies one of the parcels as the owner's principal place of residence, where there is a delinquency or default on any loan payment or debt secured by or attached to the residential real property including, but not limited to, contract for deed payments.

(g) "Owner" means the record owner of the residential real property in foreclosure at the time the notice of pendency was recorded, or the summons and complaint served.

(h) "Contract" means any agreement, or any term in any agreement, between a foreclosure consultant and an owner for the rendition of any service as defined in paragraph (e).

Sec. 29. Minnesota Statutes 2014, section 325N.10, subdivision 2, is amended to read:

Subd. 2. **Foreclosed homeowner.** "Foreclosed homeowner" means an owner of residential real property, including a condominium, or an owner of real property that is principally used for farming as defined in section 500.24, subdivision 2, that is the primary residence of the owner and whose mortgage on the real property is or was in foreclosure.

Sec. 30. Minnesota Statutes 2014, section 325N.10, subdivision 7, is amended to read:

Subd. 7. **Residence in foreclosure.** "Residence in foreclosure" means residential real property consisting of one to four family dwelling units, one of which the owner occupies as the owner's principal place of residence, or real property that is principally used for farming, as defined in section 500.24, subdivision 2, whether or not parcels are contiguous, so long as the owner occupies one of the parcels as the owner's principal place of residence, where there is a delinquency or default on any loan payment or debt secured by or attached to the ~~residential~~ real property, including, but not limited to, contract for deed payments.

Sec. 31. Minnesota Statutes 2014, section 325N.17, is amended to read:

**325N.17 PROHIBITED PRACTICES.**

A foreclosure purchaser shall not:

(a) enter into, or attempt to enter into, a foreclosure reconveyance with a foreclosed homeowner unless:

(1) the foreclosure purchaser verifies and can demonstrate that the foreclosed homeowner has a reasonable ability to pay for the subsequent conveyance of an interest back to the foreclosed homeowner. In the case of a lease with an option to purchase, payment ability also includes the reasonable ability to make the lease payments and purchase the property within the term of the option to purchase. There is a rebuttable presumption that a homeowner is reasonably able to pay for the subsequent conveyance if the owner's payments for primary housing expenses and regular principal and interest payments on other personal debt, on a monthly basis, do not exceed 60 percent of the owner's monthly gross income. For the purposes of this section, "primary housing expenses" means the sum of payments for regular principal, interest, rent, utilities, hazard insurance, real estate taxes, and association dues. There is a rebuttable presumption that the foreclosure purchaser has not verified reasonable payment ability if the foreclosure purchaser has not obtained documents other than a statement by the foreclosed homeowner of assets, liabilities, and income;

(2) the foreclosure purchaser and the foreclosed homeowner complete a closing for any foreclosure reconveyance in which the foreclosure purchaser obtains a deed or mortgage from a foreclosed homeowner. For purposes of this section, "closing" means an in-person meeting to complete final documents incident to the sale of the real property or creation of a mortgage on the real property conducted by a closing agent, as defined in section 82.55, who is not employed by or an affiliate of the foreclosure purchaser, or employed by such an affiliate, and who does not have a business or personal relationship with the foreclosure purchaser other than the provision of real estate settlement services;

(3) the foreclosure purchaser obtains the written consent of the foreclosed homeowner to a grant by the foreclosure purchaser of any interest in the property during such times as the foreclosed homeowner maintains any interest in the property; and

(4) the foreclosure purchaser complies with the requirements for disclosure, loan terms, and conduct in the federal Home Ownership Equity Protection Act, United States Code, title 15, section 1639, or its implementing regulation, Code of Federal Regulations, title 12, sections 226.31, 226.32, and 226.34, for any foreclosure reconveyance in which the foreclosed homeowner obtains a vendee interest in a contract for deed, regardless of whether the terms of the contract for deed meet the annual percentage rate or points and fees requirements for a covered loan in Code of Federal Regulations, title 12, sections 226.32 (a) and (b);

(b) fail to either:

(1) ensure that title to the subject dwelling has been reconveyed to the foreclosed homeowner; or

(2) make a payment to the foreclosed homeowner such that the foreclosed homeowner has received consideration in an amount of at least 82 percent of the fair market value of the property within 150 days of either the eviction or voluntary relinquishment of possession of the dwelling by the foreclosed homeowner. The foreclosure purchaser shall make a detailed accounting of the basis for the payment amount, or a detailed accounting of the reasons for failure to make a payment, including providing written documentation of expenses, within this 150-day period. The accounting shall be on a form prescribed by the attorney general, in consultation with the commissioner of commerce, without being subject to the rulemaking procedures of chapter 14. For purposes of this provision, the following applies:

(i) there is a rebuttable presumption that an appraisal by a person licensed or certified by an agency of the federal government or this state to appraise real estate constitutes the fair market value of the property;

(ii) the time for determining the fair market value amount shall be determined in the foreclosure reconveyance contract as either at the time of the execution of the foreclosure reconveyance contract or at resale. If the contract states that the fair market value shall be determined at the time of resale, the fair market value shall be the resale price if it is sold within 120 days of the eviction or voluntary relinquishment of the property by the foreclosed homeowner. If the contract states that the fair market value shall be determined at the time of resale, and the resale is not completed within 120 days of the eviction or voluntary relinquishment of the property by the foreclosed homeowner, the fair market value shall be determined by an appraisal conducted during this 120-day period and payment, if required, shall be made to the homeowner, but the fair market value shall be recalculated as the resale price on resale and an additional payment amount, if appropriate based on the resale price, shall be made to the foreclosed homeowner within 15 days of resale, and a detailed accounting of the basis for the payment amount, or a detailed accounting of the reasons for failure to make additional payment, shall be made within 15 days of resale, including providing written documentation of expenses. The accounting shall be on a form prescribed by the attorney general, in consultation with the commissioner of commerce, without being subject to the rulemaking procedures of chapter 14;

(iii) "consideration" shall mean any payment or thing of value provided to the foreclosed homeowner, including unpaid rent or contract for deed payments owed by the foreclosed homeowner prior to the date of eviction or voluntary relinquishment of the property, reasonable costs paid to third parties necessary to complete the foreclosure reconveyance transaction, payment of money to satisfy a debt or legal obligation of the foreclosed homeowner, or the reasonable cost of repairs for damage to the dwelling caused by the foreclosed homeowner; or a penalty imposed by a court for the filing of a frivolous claim under section 325N.18, subdivision 6, but

(iv) "consideration" shall not include amounts imputed as a down payment or fee to the foreclosure purchaser, or a person acting in participation with the foreclosure purchaser, incident to a contract for deed, lease, or option to purchase entered into as part of the foreclosure reconveyance, except for reasonable costs paid to third parties necessary to complete the foreclosure reconveyance;

(c) enter into repurchase or lease terms as part of the subsequent conveyance that are unfair or commercially unreasonable, or engage in any other unfair conduct;

(d) represent, directly or indirectly, that:

(1) the foreclosure purchaser is acting as an advisor or a consultant, or in any other manner represents that the foreclosure purchaser is acting on behalf of the homeowner;

(2) the foreclosure purchaser has certification or licensure that the foreclosure purchaser does not have, or that the foreclosure purchaser is not a member of a licensed profession if that is untrue;

(3) the foreclosure purchaser is assisting the foreclosed homeowner to "save the house" or substantially similar phrase; or

(4) the foreclosure purchaser is assisting the foreclosed homeowner in preventing a completed foreclosure if the result of the transaction is that the foreclosed homeowner will not complete a redemption of the property;

(e) make any other statements, directly or by implication, or engage in any other conduct that is false, deceptive, or misleading, or that has the likelihood to cause confusion or misunderstanding, including, but not limited to, statements regarding the value of the residence in foreclosure, the amount of proceeds the foreclosed homeowner will receive after a foreclosure sale, any contract term, or the foreclosed homeowner's rights or obligations incident to or arising out of the foreclosure reconveyance; or

(f) do any of the following until the time during which the foreclosed homeowner may cancel the transaction has fully elapsed:

(1) accept from any foreclosed homeowner an execution of, or induce any foreclosed homeowner to execute, any instrument of conveyance of any interest in the residence in foreclosure;

(2) record with the county recorder or file with the registrar of titles any document, including but not limited to, any instrument of conveyance, signed by the foreclosed homeowner;

(3) transfer or encumber or purport to transfer or encumber any interest in the residence in foreclosure to any third party, provided no grant of any interest or encumbrance is defeated or affected as against a bona fide purchaser or encumbrance for value and without notice of a violation of sections 325N.10 to 325N.18, and knowledge on the part of any such person or entity that the property was "~~residential~~ real property in foreclosure" does not constitute notice of a violation of sections 325N.10 to 325N.18. This section does not abrogate any duty of inquiry which exists as to rights or interests of persons in possession of the ~~residential~~ real property in foreclosure; or

(4) pay the foreclosed homeowner any consideration."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Johnson, C., moved to amend H. F. No. 1554, the first engrossment, as amended, as follows:

Page 16, after line 14, insert:

"Sec. 28. Minnesota Statutes 2014, section 583.215, is amended to read:

**583.215 EXPIRATION.**

Sections 336.9-601, subsections (h) and (i); 550.365; 559.209; 582.039; and 583.20 to 583.32, expire June 30, ~~2016~~ 2021."

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Johnson, C., amendment and the roll was called. There were 59 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Anzelc	Dill	Johnson, C.	Mahoney	Nelson	Selcer
Applebaum	Erhardt	Johnson, S.	Mariani	Newton	Simonson
Atkins	Fischer	Kahn	Marquart	Norton	Slocum
Bernardy	Freiberg	Laine	Masin	Pelowski	Sundin
Bly	Halverson	Lenczewski	Melin	Persell	Thissen
Carlson	Hansen	Lesch	Metsa	Pinto	Wagenius
Clark	Hilstrom	Liebling	Moran	Poppe	Ward
Considine	Hornstein	Lien	Mullery	Rosenthal	Yarusso
Davnie	Hortman	Lillie	Murphy, E.	Schoen	Youakim
Dehn, R.	Isaacson	Loeffler	Murphy, M.	Schultz	

Those who voted in the negative were:

Albright	Dean, M.	Hamilton	Loon	O'Neill	Theis
Anderson, M.	Dettmer	Hancock	Loonan	Petersburg	Torkelson
Anderson, P.	Drazkowski	Heintzeman	Lucero	Peterson	Uglem
Anderson, S.	Erickson	Hertaus	Lueck	Pierson	Urdahl
Backer	Fabian	Hoppe	Mack	Quam	Vogel
Baker	Fenton	Howe	McDonald	Rarick	Whelan
Barrett	Franson	Johnson, B.	McNamara	Runbeck	Wills
Bennett	Garofalo	Kelly	Miller	Sanders	Zerwas
Christensen	Green	Kiel	Nash	Schomacker	
Cornish	Gruenhagen	Koznick	Newberger	Scott	
Daniels	Gunther	Kresha	Nornes	Smith	
Davids	Hackbarth	Lohmer	O'Driscoll	Swedzinski	

The motion did not prevail and the amendment was not adopted.

H. F. No. 1554, A bill for an act relating to agriculture; making policy and technical changes to various agriculture related provisions, including provisions related to reports, loans, pesticides, fertilizer, soil amendment, plant amendment, registrations, nursery stock, agricultural chemicals, seeds, grain storage, and food; extending agricultural growth, research, and innovation program; providing agritourism liability immunity; providing permissive term usage for petroleum dispensers; extending the protection of equity-stripping law to owners of agricultural property; making technical changes; amending Minnesota Statutes 2014, sections 17.03, subdivision 11a; 17.117, subdivision 11; 18B.055, subdivision 1; 18B.065, subdivisions 2a, 7; 18B.30; 18B.37, subdivisions 2, 3, 4; 18C.235, subdivision 1; 18C.411, by adding a subdivision; 18H.14; 21.81, by adding subdivisions; 21.82, subdivisions 2, 4; 21.85, subdivision 2, by adding a subdivision; 21.87; 34A.11; 41A.12, subdivision 4; 41B.039, subdivision 2; 41B.04, subdivision 8; 41B.042, subdivision 4; 41B.043, subdivision 1b; 41B.045, subdivision 2; 41B.047, subdivisions 1, 3, 4; 232.22, subdivision 5; 239.751, by adding a subdivision; 325N.01; 325N.10, subdivisions 2, 7; 325N.17; proposing coding for new law in Minnesota Statutes, chapter 604A; repealing Minnesota Statutes 2014, section 18C.235, subdivision 2; Minnesota Rules, part 1510.0111.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 102 yeas and 25 nays as follows:

Those who voted in the affirmative were:

Albright	Anderson, S.	Backer	Bennett	Christensen	Cornish
Anderson, M.	Anzelc	Baker	Bly	Clark	Daniels
Anderson, P.	Atkins	Barrett	Carlson	Considine	Davids

Dean, M.	Hackbarth	Koznick	Marquart	O'Driscoll	Selcer
Dettmer	Hamilton	Kresha	McDonald	O'Neill	Simonson
Dill	Hancock	Laine	McNamara	Pelowski	Smith
Drazkowski	Heintzeman	Lesch	Melin	Petersburg	Sundin
Erhardt	Hertaus	Lien	Metsa	Peterson	Swedzinski
Erickson	Hilstrom	Lillie	Miller	Pierson	Theis
Fabian	Hoppe	Lohmer	Mullery	Pinto	Thissen
Fenton	Hortman	Loon	Murphy, E.	Poppe	Torkelson
Fischer	Howe	Loonan	Murphy, M.	Quam	Uglen
Franson	Johnson, B.	Lucero	Nash	Rarick	Urdahl
Garofalo	Johnson, C.	Lueck	Nelson	Runbeck	Vogel
Green	Johnson, S.	Mack	Newberger	Sanders	Whelan
Gruenhagen	Kelly	Mahoney	Newton	Schomacker	Wills
Gunther	Kiel	Mariani	Nornes	Scott	Zerwas

Those who voted in the negative were:

Applebaum	Halverson	Lenczewski	Norton	Slocum
Bernardy	Hansen	Liebling	Persell	Wagenius
Davnie	Hornstein	Loeffler	Rosenthal	Ward
Dehn, R.	Isaacson	Masin	Schoen	Yarusso
Freiberg	Kahn	Moran	Schultz	Youakim

The bill was passed, as amended, and its title agreed to.

#### REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Peppin from the Committee on Rules and Legislative Administration, pursuant to rules 1.21 and 3.33, designated the following bills to be placed on the Calendar for the Day for Wednesday, May 13, 2015 and established a prefiling requirement for amendments offered to the following bills:

H. F. Nos. 1365 and 501; S. F. No. 1504; and H. F. No. 1257.

#### MOTIONS AND RESOLUTIONS

Hansen moved that the name of Lenczewski be added as an author on H. F. No. 2316. The motion prevailed.

Mahoney moved that the name of Daniels be added as an author on H. F. No. 2320. The motion prevailed.

#### MOTION TO SUSPEND RULES

Bly moved that the rules of the House be so far suspended that H. F. No. 2296 be recalled from the Committee on Agriculture Finance, be given its second and third readings, and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Bly motion and the roll was called. There were 59 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Anzelc	Dill	Johnson, C.	Mahoney	Nelson	Selcer
Applebaum	Erhardt	Johnson, S.	Mariani	Newton	Simonson
Atkins	Fischer	Kahn	Marquart	Norton	Slocum
Bernardy	Freiberg	Laine	Masin	Pelowski	Sundin
Bly	Halverson	Lenczewski	Melin	Persell	Thissen
Carlson	Hansen	Lesch	Metsa	Pinto	Wagenius
Clark	Hilstrom	Liebling	Moran	Poppe	Ward
Considine	Hornstein	Lien	Mullery	Rosenthal	Yarusso
Davnie	Hortman	Lillie	Murphy, E.	Schoen	Youakim
Dehn, R.	Isaacson	Loeffler	Murphy, M.	Schultz	

Those who voted in the negative were:

Albright	Dean, M.	Hamilton	Loon	O'Neill	Theis
Anderson, M.	Dettmer	Hancock	Loonan	Petersburg	Torkelson
Anderson, P.	Drazkowski	Heintzeman	Lucero	Peterson	Uglen
Anderson, S.	Erickson	Hertaus	Lueck	Pierson	Urdahl
Backer	Fabian	Hoppe	Mack	Quam	Vogel
Baker	Fenton	Howe	McDonald	Rarick	Whelan
Barrett	Franson	Johnson, B.	McNamara	Runbeck	Wills
Bennett	Garofalo	Kelly	Miller	Sanders	Zerwas
Christensen	Green	Kiel	Nash	Schomacker	
Cornish	Gruenhagen	Koznick	Newberger	Scott	
Daniels	Gunther	Kresha	Nornes	Smith	
Davids	Hackbarth	Lohmer	O'Driscoll	Swedzinski	

The motion did not prevail.

#### ADJOURNMENT

McNamara moved that when the House adjourns today it adjourn until 10:00 a.m., Tuesday, May 12, 2015. The motion prevailed.

McNamara moved that the House adjourn. The motion prevailed, and Speaker pro tempore O'Driscoll declared the House stands adjourned until 10:00 a.m., Tuesday, May 12, 2015.

PATRICK D. MURPHY, Chief Clerk, House of Representatives